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March 10, 2005

TO : U.S. Patent and Trademark Office

ATTN: Ms. Ljiljana V. Ciric

FAX NO.: 703-872-9306

TELEPHONE: 703-308-3925

FROM: William F. Herbert

RE: U.S. Application No. 09/786,584

YOUR REFERENCE:

OUR DOCKET: 154.1049

NO. OF PAGES (Including this Cover Sheet) 11

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P.O. Box 1450, Alexandria, VA 22313-1450
on 3/10 2005
By William Herbert
Date 3/10/05

S&H Form: PTO/SB/30 (12/04)

**REQUEST FOR CONTINUED EXAMINATION (RCE)
TRANSMITTAL****(INCLUDING FILING FEE AND/OR PETITION FOR
EXTENSION OF TIME FEE)**

*Subsection (b) of 35 U.S.C. §132, effective May 29, 2000
provides for continued examination of a utility or plant application
filed on or after June 8, 1995.
See The American Inventors Protection Act of 1999 (AIPA)*

To: **Commissioner for Patents
Box RCE
PO Box 1450
Alexandria, VA 22313-1450**

Attorney Docket No.:154.1049

| | | | |
|----------------------|--|-----------------|-------------------|
| First Named Inventor | Eugeniusz RYLEWSKI | | |
| Application No. | 09/786,584 | Group Art Unit | 3753 |
| Filing Date | April 16, 2001 | Examiner | Ljiljana V. Ciric |
| CPA Filing Date | | Confirmation No | 3718 |
| Title of Invention | HEAT EXCHANGE UNIT, IN PARTICULAR FOR VENTILATING A BUILDING | | |

This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application.

1.

Submission required under 37 C.F.R. §1.114 (Box a or b must be completed)

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on ____
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on ____
- iii. ☐ Other
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other

2.

Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. §103(c) for a period of ____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. §1.17(l) required).
- b. ☐ Other

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on 3/10/2005
STAAS & HALSEY LLP

By: William Herbert

Date 3/10/05

| Claims As Amended | | Claims Remaining After Amendment | Highest Number Previously Paid For | Number Extra | Rate | |
|---|---|----------------------------------|------------------------------------|------------------|---------|-----------------------|
| Total Claims | | 12 | 22 | - 20 = | 0 | X \$ 50.00 = \$ 0.00 |
| Independent Claims | | 2 | 3 | - 3 = | 0 | X \$ 200.00 = \$ 0.00 |
| Suspension Fee (\$130.00) | | | | | | |
| Total of above Calculations = | | | | | | \$ 790.00 |
| Reduction by 50% for filing by small entity (Note 37 C.F.R. 1.9, 1.27, 1.28). | | | | | | |
| TOTAL FEES DUE = | | | | | | \$ 790.00 |
| 4. <input type="checkbox"/> Small entity status: a. <input type="checkbox"/> Verified Statement Claiming Small Entity Status. b. <input type="checkbox"/> A Verified Statement Claiming Small Entity Status was previously filed and such status is still proper and desired. c. <input type="checkbox"/> is no longer claimed. | | | | | | |
| 5. <input type="checkbox"/> Other: | | | | | | |
| 6. METHOD OF PAYMENT | | | | | | |
| <input type="checkbox"/> A check in the amount of \$790.00 is enclosed. | | | | | | |
| <input checked="" type="checkbox"/> Charge "TOTAL FEES DUE" to Deposit Account No. 19-3935. (A duplicate copy of this form is enclosed.) | | | | | | |
| 7. GENERAL AUTHORIZATION | | | | | | |
| <input checked="" type="checkbox"/> The Commissioner is hereby authorized to credit any overpayment or charge any additional fees under 37 C.F.R. 1.16 (filing fees) or 37 C.F.R. 1.17 (processing fees) during the prosecution of this application and of any related application(s) claiming benefit hereof pursuant to 35 U.S.C. §120 to maintain pendency hereof and of any such related application to: Deposit Account No. 19-3935. | | | | | | |
| 8. CORRESPONDENCE ADDRESS | | | | | | |
| STAAS & HALSEY LLP  21171 PATENT TRADEMARK OFFICE | | | | | | |
| 9. SIGNATURE OF ATTORNEY OR AGENT REQUIRED | | | | | | |
| NAME | William F. Herbert | | | REGISTRATION NO. | 31,024 | |
| SIGNATURE |  | | | DATE | 3/10/05 | |